

## **REMARKS**

Reconsideration of the above identified patent application is hereby respectfully requested in view of the foregoing amendments and following remarks. Claims 2 and 12 have been canceled and claim 1 has been amended. Base claims 22 and 23 have been added. Claims 1, 3-11, and 13-23 remain in the case.

The applicant appreciated the thoroughness of the review by Examiner Kevin Hurley and the indication of allowable subject matter.

A petition and Fee for Extension of Time under 37 CFR 1.136(a) and payment thereof for a one-month extension is attached hereto. Payment for newly added claims 22 and 23 is also enclosed.

1. The disclosure was objected to because of an embedded hyperlink. A replacement page 22 deletes characters sufficient to remove the hyperlink while still allowing access to the website. Reconsideration is respectfully requested.

2. The drawings now include the legend "Replacement Sheet" at the top thereof. Reconsideration is respectfully requested.

3. The drawings were objected to because the Examiner believes that they do not show every claimed feature.

Accordingly, claim 12 has been canceled because the inner details of a coaster brake were not shown. However, the hub and the brake, as shown, were in fact that of a coaster-type of a brake.

However, the supplemental source of power (claim 19), third freewheel (claim 19), electric motor (claim 20), and gasoline motor (claim 21) are shown in the drawings and are described in the specification on the last paragraph of page 22 and all of page 23.

Referring to the Figure 1 drawing, a third cross member 60 includes either an electric motor or gasoline motor (both identified by reference numeral 86) supplying supplemental power through the third freewheel 85. It is easy to visualize the device 86 as being either an electric motor or a small gasoline motor (of the type used, for example, on model airplanes or any other type of small gasoline motor

preferably disposed in an enclosure). It is believed that anyone of ordinary skill having had benefit of the instant disclosure and drawing figures, and especially of the text recited on pages 22-24, would have no difficulty in adding either an electric motor or gasoline motor to provide supplemental power, as disclosed and claimed.

Accordingly, the objections are believed to be overcome and claims 19, 20, and 21 are believed to be in condition of allowance. Reconsideration is respectfully requested.

4. Figure 1 (Replacement Sheet, enclosed) has been corrected to show the first end 40a of the chain 40 attached to the bottom of the first pivoting member 18 by changing the perspective sufficient to dispose the bottom of the first pivoting member inside the scooter frame. Reconsideration is respectfully requested.

5. If the Examiner should still require any additional changes or corrections to the drawings, the applicant will be pleased to comply subsequent to a receipt of the next Office Action.

6-7. Claim 2 was rejected under 35 USC 112. Claim 2 has been canceled and the limitations included in claim 1. The

Examiner has indicated that this would result in an allowable claim (see Office Action item 14) providing the rejection under 35 USC 112 is also overcome. The language of now canceled claim 2, as included in instant claim 1, recites in part, "wherein said at least two wheels includes a single driven rear wheel and a pair of front wheels" thereby clarifying that the "at least two wheels" now includes the single driven rear wheel and pair of front wheels. All remaining dependent claims 3-11, and 13-21 depend from claim 1 and further limit the scope of an already allowable base claim and therefore are also believed to be in condition of allowance. Reconsideration is respectfully requested of instant claim 1, which is believed to be in condition of allowance and of remaining dependent claims 3-11, and 13-21.

8-12. See explanation provided under Office Action items 6-7 above.

13. The limitations of claim 3 have been included in newly added claim 22 which includes the recitation of original claim 1 plus the recitation of original claim 3. Accordingly, new claim 22 is believed to be in condition of allowance and consideration thereof is respectfully requested.

The limitations of claim 8 have been included in newly added claim 23 which includes the recitation of original claim 1 plus the recitation of original claim 8. Accordingly, new claim 23 is believed to be in condition of allowance and consideration thereof is respectfully requested.

15. Portions of the prior art made of record and not relied upon that is considered pertinent to the applicant's disclosure has been reviewed by the undersigned, but is deemed no more relevant than the applied references.

16. As all remaining claims 1, 3-11, and 13-23 appear to be in condition of allowance, reconsideration thereof is respectfully requested, and a notice of allowance is courteously urged at the earliest time.

The applicant appreciates the opportunity to communicate by telephone with the Examiner if necessary. Please continue to direct all correspondence to the correspondence address and telephone as shown below.

Respectfully submitted,

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 3/17/05

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